

1 DAVID W. SHAPIRO (NYSBN 2054054)  
2 United States Attorney

02 JUN 17 PM 12:03

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

3  
4  
5  
6  
7  
8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION

11  
12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 DAMIEN A. NINO,

16 Defendant.  
17  
18  
19

No. CR 02-0060 WHA

VIOLATION:  
18 U.S.C. § 2252A(a)(5)(B)  
Possession of Child Pornography

SAN FRANCISCO VENUE

20  
21 SUPERSEDING INFORMATION

22 The United States Attorney charges:

23 PRIOR CONVICTION FOR ABUSING A MINOR

24 At all times relevant to the allegations contained in each Count of this Superseding  
25 Information, the defendant, DAMIEN A. NINO, had previously been convicted of a  
26 crime under the laws of California relating to aggravated sexual abuse, sexual abuse, and  
27 abusive sexual conduct involving a minor or ward, as follows: In or about November of  
28 1988, in Santa Cruz, California, the defendant DAMIEN A. NINO was convicted of one  
misdemeanor count of Annoying or Molesting a Child Under 18, in violation of

INFORMATION

ICMS

222

1 California Penal Code Section 647.6.

2  
3 COUNT ONE: (18 U.S.C. § 2252A(a)(5)(B) - Possession of Child Pornography)


4 From on or about January 4, 2001, through on or about September 19, 2001, in the  
5 Northern District of California, the defendant


6 DAMIEN A. NINO

7 knowingly possessed four computer hard drives containing images of child pornography,  
8 as defined in 18 U.S.C. §2256(8)(A), that had been mailed, shipped and transported in  
9 interstate and foreign commerce by any means, including by computer, and that were  
10 produced using materials that have been mailed, shipped and transported in interstate and  
11 foreign commerce by any means, including by computer, in violation of Title 18, United  
12 States Code, Section 2252A(a)(5)(B).

13 DATED:

DAVID W. SHAPIRO  
United States Attorney

14  
15  
16   
17 J. DOUGLAS WILSON  
Chief, Criminal Division

18 (Approved as to form: )

19 AUSA Miles Ehrlich  
20  
21  
22  
23  
24  
25  
26  
27  
28